

Interview Summary

Application No.
09/101,864

Applicant(s)
Cavanagh

Examiner
J. Foster

Group Art Unit
3728



All participants (applicant, applicant's representative, PTO personnel):

(1) J. Foster (3) _____
(2) Kenneth J. Waite (4) _____

Date of Interview Dec 13, 1999

Type: ☒ Telephonic ☐ Personal (copy is given to ☐ applicant ☐ applicant's representative).

Exhibit shown or demonstration conducted: ☐ Yes ☒ No. If yes, brief description:

Agreement ☒ was reached. ☐ was not reached.

Claim(s) discussed: 15, (original) 16, and 19 (method claim)

Identification of prior art discussed:

All

Description of the general nature of what was agreed to if an agreement was reached, or any other comments:

Claim 15 was agreed to be amended to provide positive recitation of the scalpel, having major and minor dimensions, in the container so that the claimed description of the recess width and depth with respect to the dimensions of the scalpel would constitute a substantive limitation which distinguishes the apparatus, as claimed, over the prior art. Resubmission of allowable claim 16 was agreed to by the examiner. (However, it was renumbered to "19"). Submission and allowability of submitted claim 19 (renumbered to "20") was agreed to by the examiner, since the claimed description of the recess with respect to the major and minor dimensions of the scalpel, which is now placed into the recess in a positive step, would distinguish the instrument holding container, as claimed, and the method of use thereof over the prior art.

(A fuller description, if necessary, and a copy of the amendments, if available, which the examiner agreed would render the claims allowable must be attached. Also, where no copy of the amendments which would render the claims allowable is available, a summary thereof must be attached.)

1. ☒ It is not necessary for applicant to provide a separate record of the substance of the interview.

Unless the paragraph above has been checked to indicate to the contrary, A FORMAL WRITTEN RESPONSE TO THE LAST OFFICE ACTION IS NOT WAIVED AND MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a response to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW.

2. ☐ Since the Examiner's interview summary above (including any attachments) reflects a complete response to each of the objections, rejections and requirements that may be present in the last Office action, and since the claims are now allowable, this completed form is considered to fulfill the response requirements of the last Office action. Applicant is not relieved from providing a separate record of the interview unless box 1 above is also checked.

Jim Foster
Primary Examiner
AU3728

Examiner Note: You must sign and stamp this form unless it is an attachment to a signed Office action.

12/13/99